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SIDE 84

ATCC

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**BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE****INTERNATIONAL FORM****RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2****To: (Name and Address of Depositor or Attorney)**

Oystein Fedstad
The Norwegian Radium Hospital
Dept. of Tumor Biology
Institute for Cancer Research
Montebello, N-0310
Oslo Norway

Deposited on Behalf of: The Norwegian Radium Hospital, Oslo, Norway

Identification Reference by Depositor:

Mouse Hybridoma: BM-7

Patent Deposit Designation

PTA-5632

The deposit was accompanied by: a scientific description a proposed taxonomic description indicated above

The deposit was received November 5, 2003 by the International Depository Authority and has been accepted.

AT YOUR REQUEST: ☒ **We will inform you of requests for the strain for 30 years.**

The strain will be made available if a patent office, signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested November 11, 2003. On that date, the culture was viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:

Maria Harris
Maria Harris, Patent Specialist, ATCC Patent Depository

Date: December 23, 2003

cc: Onsager, Merchant & Gould

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37 C.F.R. 1.8 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

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Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	09/125,751	FODSTAD ET AL	
	Examiner Susan Ungar	Art Unit 1642	

All Participants: **Status of Application:** _____

(1) Susan Ungar (3) _____

(2) John Gresens (4) _____

Date of Interview: _____ **Time:** _____

Type of Interview:

☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☒ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No
If Yes, provide a brief description: _____

Part I.

Rejection(s) discussed:
All pending

Claims discussed:
All pending

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:
See Continuation Sheet

Part III.

☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.

☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Examiner/SPE Signature) _____ (Applicant/Applicant's Representative Signature - If appropriate) _____

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10/7/2004 12:40 PM PAGE 3/003

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Continuation Sheet (PTOL-413B)

Application No. 09/125,751

Continuation of Substance of Interview including description of the general nature of what was discussed. It appears that the claims would be allowable if the claims were amended, for example to delete the comma and "and" in line 9 of claim 1 (and parallel amendments were done in other claims reciting identical language) and substituting therefore the phrase "further comprising". In addition, amendment of the claims to delete the term "same target" and substitute therefore EGP2 and MUC1, further, amending the claims to delete reference to "other carcinomas", and amending claim 21 to delete reference to MUC2 and 3. Examiner will further consider the case if these amendments are considered and allow the case pending that review and interference search.

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